

ORIGINAL

0020.160.020b
TAR/srf
09/3/93

Amend RMC 6.04.060
Littering - Penalty

ORDINANCE NO. 1741

AN ORDINANCE OF THE CITY OF REDMOND, WASHINGTON, AMENDING SECTION 6.04.060 OF THE REDMOND MUNICIPAL CODE TO ESTABLISH A NEW PENALTY FOR VIOLATIONS OF THE LITTERING CODE, AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, the State Legislature recently decriminalized the penalty for violating the littering regulations in the Model Littering Code, and

WHEREAS, the State Legislature also recently enacted a requirement that all city penalties must be consistent with corresponding state penalties, and

WHEREAS, the Redmond City Council has determined that the existing City Code should be amended to be consistent with the state statute, NOW, THEREFORE,

THE CITY COUNCIL OF THE CITY OF REDMOND, WASHINGTON, DO
ORDAIN AS FOLLOWS:

Section 1. Section 6.04.060 of the Redmond Municipal Code is hereby amended to read as follows:

6.04.060. Penalty.

(1) Any person violating the provisions of Section 6.04.040 shall be guilty of a civil infraction, which penalty shall be assessed as follows:

(a) The penalty shall be a Class 3 civil infraction which involves a maximum penalty and default amount of \$50.00, not including statutory assessments, for a person who litters in an amount less than

or equal to one cubic foot.

(b) The penalty shall be a Class 1 civil infraction, with a maximum penalty and default amount of \$250.00, not including statutory assessments, for a person who litters in an amount greater than one cubic foot.

(2) Unless suspended or modified by a court, the person shall also pay a litter clean up fee of \$25 per cubic foot of litter. The court may, in addition to or in lieu of part or all of the clean up fee, order the person to pick up and remove litter from any public or private property, with prior permission of the legal owner or, in the case of public property, of the agency managing the property.

Section 2. Severability. If any section, sentence, clause or phrase of this ordinance should be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or constitutionality of any other section, sentence, clause or phrase of this ordinance.

Section 3. Effective Date. This ordinance, being an exercise of a power specifically delegated to the City legislative body, is not subject to referendum, and shall take effect (5) days after passage and publication of an approved summary thereof consisting of the title.

APPROVED:



MAYOR, ROSEMARIE IVES

ATTEST/AUTHENTICATED:

Doris A Schaubee
CITY CLERK, DORIS SCHAIBLE

APPROVED AS TO FORM:
OFFICE OF THE CITY ATTORNEY:

BY Thomas A Reno-Prester

FILED WITH THE CITY CLERK: 9/30/93
PASSED BY THE CITY COUNCIL: 10/05/93
PUBLISHED: 10/10/93
EFFECTIVE DATE: 10/15/93
ORDINANCE NO. 1741